

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

UNITED STATES OF AMERICA )  
 )  
 )  
 )  
v. )  
 )  
 )  
STEVEN DWAYNE PITTMAN )

No. 3:10-cr-00046  
JUDGE HAYNES

**MOTION TO POSTPONE EVIDENTIARY HEARING**

The United States of America, by and through Jerry E. Martin, United States Attorney for the Middle District of Tennessee, and Braden H. Boucek, Assistant United States Attorney, respectfully pleads as follows. On October 26, 2012, after appointment of new counsel, this Court issued a new scheduling order. Docket Entry No. 91. In that order, this Court set January 28, 2013 for any necessary evidentiary hearing. On December 31, 2013, the defendant filed a second motion to suppress. Docket Entry No. 94. The United States asked for and received until February 1, 2013 to respond. Docket Entry No. 96. It is unclear on the docket if the evidentiary hearing even remains on the schedule or not in light of the Court's extension. Nevertheless out of an abundance of caution, the United States moves for the January 31, 2013 evidentiary hearing to be postponed until further notice by this Court.

Respectfully Submitted,

JERRY E. MARTIN  
United States Attorney for the  
Middle District of Tennessee

By: s/ B. H. Boucek  
BRADEN H. BOUCEK  
Assistant United States Attorney  
110 9<sup>th</sup> Avenue South - Suite A-961  
Nashville, Tennessee 37203-3870  
Telephone: 615-736-5151